

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Paul Alexander DE VRIES et al.

Examiner: Tima Michele McGuthry Banks

Application No.: 10/516,889

Art Unit: 1793

Filed: December 3, 2004

Confirmation No.: 1709

For: METHOD FOR FRACTIONAL CRYSTALLISATION OF A MOLTEN METAL

Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement (IDS) is submitted in connection with Applicants' continuing duty of disclosure under 37 C.F.R. §1.56.

This IDS is submitted with a Response to a Final Rejection pursuant to 37 C.F.R. §1.97. However, applicants are requesting withdrawal of the finality of the rejection in a concurrently submitted response to the final rejection.

Thus, Applicants submit, once the finality of the rejection is withdrawn, that this information disclosure statement is being filed after the period specified in paragraph (b) of 37 C.F.R. §1.56, but before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by the fee set forth in § 1.17(p).

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account 14.1437. Please credit any excess fees to such account.

LISTING OF ENCLOSED DOCUMENTS

The enclosed documents are listed in the attached Form PTO/SB/08.

REMARKS

The foreign patent references cited in this IDS are: GB 885,503, and GB974829. Both references are written in the English language.

Applicants present these references so the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention. Applicants respectfully request these references be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered. The filing of this IDS shall not be construed as a representation that a search has been made, or an admission that the information cited is, or is considered to be, material to patentability, or that the information is analogous to the subject matter of the present invention, or that no other material information exists. Further, the filing of this information disclosure statement shall not be construed as an admission against interest in any manner.

Applicants also enclose from potentially related applications:

a Notice of Allowance issued in US Application No. 10/488,042 on June 02, 2008; and

a Notice of Allowance issued in US Application No. 10/516,888 on June 02, 2008.

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